



RECEIVED

SEP 06 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TECH CENTER 1600/2900

In re Application of: Shinichi Eda *et al.*

Examiner: Gailene R. Gabel

U.S. Serial No: 09/827,846

Group Art Unit: 1641

Filed: April 6, 2001

Docket No.: 100554-34635

For: MICROPARTICLE ENHANCED LIGHT SCATTERING AGGLUTINATION ASSAY

Assistant Commissioner for Patents
Box AF
Washington, DC 20231

9/9/02
HLC

NOT ENTERED

Amendment under 37 C.F.R. § 1.116

In response to the Final Office Action mailed June 4, 2002, please amend the above-identified patent application as follows:

In the Specification:

Page 1, please substitute the following paragraph for the paragraph beginning at line 5:

(Amended) This application is a divisional of U.S. Serial No. 09/179,744, filed August 5, 1998, now U.S. Patent No. 6,248,597, issued June 19, 2001.

In the Claims:

Please cancel Claims 19 and 21 and substitute the following amended Claim 1 for the originally filed Claim of the same number:

1.(Amended) A reagent for performing an agglutination assay for determining the amount of an analyte in a sample, said reagent comprising a mixture of microparticles, said mixture comprising first microparticles having a mean diameter and a refractive index, wherein said first microparticles are selected from the group consisting of